

## REMARKS

Applicants respectfully request that the foregoing amendments be made prior to examination of the present application.

Claims 13, and 21 are currently being amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1-24 (24 claims) are now pending in this application.

On August 30, 2004, the Examiner submitted a restriction requirement for the subject application. Applicants have responded to the restriction requirement in the document attached hereto and incorporated herein by this reference. In response to the restriction requirement, Applicants have amended independent claims 13 and 21 to include the limitation of an "evaporative medium pad" and also to amend claim 21 to require a corrosion resistant coating. These amendments are supported by the specification as originally filed and are consistent with independent claims 1 and 6 as originally filed.

On December 9, 2004 the Examiner mailed an Office Communication indicating that the response filed on September 30, 2004 was not fully responsive to the August 30, 2004 Office Action. Claim 19 was previously amended and was inadvertently amended again without indicating that the claim was previously presented. Claim 19 in the attached amendment filed herewith has been corrected to reflect that the claim was previously presented. The Examiner further suggested that all withdrawn claims must be identified as such. It is submitted that the claims at this time are all still pending. First, the Examiner has indicated that all 24 claims are still pending on form PTOL-326 that accompanied the Office Action dated August 30, 2004. Further as indicated in MPEP section 821.01 it is only after a requirement is made final the Examiner withdraws the non-elected claims. See also form


paragraph 8.05 in section 821.1 of the MPEP. It is submitted that the provisionally non-elected claims are still pending until the Examiner makes the requirement final.

Applicants believe that the present application is now in condition for allowance. Favorable consideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

Respectfully submitted,

Date 1/16/05

By 

FOLEY & LARDNER LLP  
Customer Number: 26371  
Telephone: (414) 297-5772  
Facsimile: (414) 297-4900

Keith D. Lindenbaum  
Attorney for Applicants  
Registration No. 40,365